THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19444 of 2005

02.9.2005

Between:

Kumbagiri Subbamma, W/o.late Krishnaiah,

18/172, Gurram Chinnaiah Street, Cuddapah Town and District.

… Petitioner

AND

1. The District Collector, Cuddapah District, Cuddapah

and two others.

… Respondents

ORDER:

The petitioner was allegedly assigned the land admeasuring Acs.4.40 in Survey No.419-2 of Chinna Machupalle village, Chennur Mandal, Kadapa District in 1966. The petitioner developed the land and now she is allegedly raising jowar, sunflower and groundnut crops. It appears that the Government proposed to develop a satellite town on the outskirts of Kadapa town. Apprehending that her land will be taken without following due process of law, the present writ petition is filed.

Heard the learned Counsel for the petitioner and learned Assistant Government Pleader for Revenue (Assignment). The learned Counsel for the petitioner also placed reliance on the orders passed by this Court in W.P.No.16872 of 2005 dated 01.8.2005. This Court disposed of the writ petition with a direction to the respondents not to dispossess the petitioner therein without due process of law or private negotiations. This Court also observed that the respondents may negotiate with the petitioner for taking the petitioner's land.

This writ petition is also disposed of observing that the petitioner's possession cannot be interfered with unless and until the land is acquired in accordance with the provisions under Land Acquisition Act, 1894 or by negotiating with the petitioner.

The writ petition is, accordingly, disposed of. No costs.

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(**V.V.S.RAO,J**)

September 02, 2005.

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